

Michael S. Adler, Partner  
Tel: 212.356.0251  
Fax: 646.473.8251  
madler@cwsny.com  
www.cwsny.com

900 Third Avenue • New York, NY 10022-4869

**MEMO ENDORSED**

June 1, 2022

By Electronic Case Filing

The Honorable Valerie E. Caproni  
United States District Judge  
Thurgood Marshall  
United States Courthouse  
40 Foley Square  
New York, New York 10007

Re: *Local No. 171 Pension Fund v. Biehl Cleaners, Inc. et al;*  
1:22-cv-02133-VEC

Dear Judge Caproni:

This firm represents Plaintiff, the Local 171 Pension Fund (the “Plan”) in the above-referenced matter. We submit this letter with the consent of defense counsel.

Pursuant to prior Court Order, the parties have agreed that it makes sense to stay discovery temporarily while settlement discussions and if necessary, an anticipated motion to dismiss is filed. Doing so will cut down on unnecessary costs, especially given that document production (necessary for settlement) has informally already begun.

We thank the Court for consideration of this matter.

Respectfully Submitted,

/s/ Michael S. Adler  
Michael S Adler

cc: Edward F Sutkowski, Esq. (via ECF)  
Timothy J. Cassidy, Esq. (via ECF)


Application GRANTED.

All discovery in this matter is hereby STAYED. Defendants' deadline to answer, move, or otherwise respond to the complaint remains June 23, 2022. *See* Endorsement, Dkt. 28.

The parties must file a joint report on the status of the settlement discussions on the first of each month, or if the first falls on a weekend or holiday, on the first business day thereafter. The parties' first such report is due no later than **Friday, July 1, 2022**.

If, at any time, both parties want a settlement conference with the assigned Magistrate Judge or if they would like to participate in the Court-annexed mediation program, they may submit a joint letter requesting a referral.

SO ORDERED.

A handwritten signature in blue ink, appearing to read "Valerie Caproni", is written over the printed name.

Date: June 1, 2022

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE